

# State of South Dakota

SEVENTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2004

833J0580

HOUSE STATE AFFAIRS COMMITTEE ENGROSSED

NO. **HB 1153** - 01/30/2004

Introduced by: Representatives Peterson (Bill), Madsen, Michels, and Olson (Mel) and  
Senators Bogue, Brown, and Moore

1 FOR AN ACT ENTITLED, An Act to create a constitutional revision commission to make a  
2 comprehensive study of the legislative article and related statutes and to consider and  
3 recommend legislation for the improvement of the legislative article and related statutes.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. A commission is hereby created to provide for and enter into a comprehensive  
6 study of Article III of the South Dakota Constitution and related statutes pertaining to the  
7 Legislature to determine ways and means to improve Article III of the Constitution and related  
8 statutes pertaining to the Legislature.

9 Section 2. The commission shall consist of seventeen members to be appointed as follows:

10 (1) Three by the president pro tempore of the South Dakota Senate, from former  
11 members thereof, no more than two may be from one political party;

12 (2) Three by the speaker of the South Dakota House of Representatives, from former  
13 members thereof, no more than two may be from one political party;

14 (3) Three by the Governor of South Dakota, each of whom shall be residents of the state  
15 and no more than two may be from one political party;



(4) Three by the Governor of South Dakota, each of whom shall have a current or former executive branch employment experience and no more than two may be from one political party;

(5) Three by the Chief Justice of the Supreme Court of South Dakota from the members in good standing of the State Bar of South Dakota, one of whom may be a judge of a court of record in this state and no more than two may be from one political party; and

(6) Two by the Governor, each of whom shall be a faculty member of a university or college political science department located in the state.

Section 3. The commission shall meet during the 2004 and 2005 legislative interims. The commission may hold meetings and hearings at times and places as it may designate. It shall elect a chair, vice-chair, and such other officers from its membership as it deems necessary.

Section 4. The Legislative Research Council shall serve as the secretariat of the commission. The Legislative Research Council shall assist in the conduct of such studies as may be directed by the commission, utilizing the aid of consultants, private organizations, and institutions.

Section 5. The members of the commission shall be compensated in the same manner as members of an interim legislative committee.

Section 6. The commission shall report its findings and recommendations in the form of proposed amendments to the Constitution or the statutes to the Legislature at its regular session in 2006. The content of any proposed constitutional amendment may only apply to the Legislative article and may not affect the powers, duties, and responsibilities described in any other article of the State Constitution.